

## United States District Court

MIDDLE

RECEIVED  
SCRANTON

DISTRICT OF PENNSYLVANIA

MARK GARNES,  
Plaintiff,  
v.

APR 17 2000

APPLICATION TO PROCEED IN  
FORMA PAUPERIS, SUPPORTING  
DOCUMENTATION AND ORDERJANET RENO, et al.  
Defendant.PER \_\_\_\_\_ CASE NUMBER:  
DEPUTY CLERK

1 : CV 00-0700

I, Mark Garnes, declare that I am the (check appropriate box)☒ petitioner/plaintiff☐ movant (filing 28 U.S.C. 2255 motion)☐ respondent/defendant☐ \_\_\_\_\_  
other

in the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, cost or give security therefor, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefor; that I believe I am entitled to relief. The nature of my action, defense, or other proceeding or the issues I intend to present on appeal are briefly stated as follows:

Deprivation of Constitutional Rights

FILED  
SCRANTON

APR 18 2000

In further support of this application, I answer the following questions.

PER \_\_\_\_\_  
DEPUTY CLERK

1. Are you presently employed? Yes ☒ No ☐
- a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer. (list both gross and net salary)

\$5.25 mthly, U.S. Bureau of Prisons, FCI Allenwood  
P.O. Box 2000, White Deer, Pa. 17887

- b. If the answer is "no," state the date of last employment and the amount of the salary and wages per month which you received.

2. Have you received within the past twelve months any money from any of the following sources?

- |  |                              |  |
|--|------------------------------|--|
| a. Business, profession or other form of self-employment | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| b. Rent payments, interest or dividends?                 | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| c. Pensions, annuities or life insurance payments?       | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| d. Gifts or inheritances?                                | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| e. Any other sources?                                    | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

3. Do you own any cash, or do you have money in checking or savings accounts?

Yes ☒ No ☐ (Include any funds in prison accounts.)

If the answer is "yes," state the total value of the items owned.

Approx. \$1.00, Prison Account

4. Do you own or have any interest in any real estate, stocks, bonds, notes, automobiles or other valuable property (excluding ordinary household furnishings and clothing)?

Yes ☐ No ☒

If the answer is "yes," describe the property and state its approximate value.

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

NONE AT THIS TIME

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 23, 2000

(Date)

Mark A. Lawrence  
Signature of Applicant

#### CERTIFICATE

(Prisoner Accounts Only)

I certify that the applicant named herein has the sum of \$ 6.49 on account to his credit at the FCI Allenwood institution where he is confined. I further certify that the applicant likewise has the following securities to his credit according to the records of said institution: N/A

I further certify that during the last six months the applicant's average balance was \$ -9.57

3/29/00

Michelle Mertz, Legal Assistant  
Authorized Officer of Institution

#### ORDER OF COURT

The application is hereby denied

United States Judge

Date

The application is hereby granted. Let the applicant proceed without prepayment of cost or fees or the necessity of giving security therefor.

United States Judge  
or Magistrate

Date

03-28-2000 16:19

547 7075

FCC ALW FIN MGT

ACCOUNT  
STATEMENT

DATE 03/28/00

PAGE No. 01

Account # 24646053

GARNES, MARK

38

INMATE REQUESTING FUNDS BE UPLOADED TO BROOKLYN WHILE ON WRIT (3/3/99) PER PHONE  
CALL FROM COUNSELOR (BACK TO ALM 8/19/99)

---BEGINNING---	AVAILABLE	ENCUMBRANCE	OUTSTANDING	SPECIAL	ACCOUNT
	BALANCE	BALANCE	BALANCE	BALANCE	BALANCE
	73.25	.00	.00	.00	73.25
INVOICE TIME	DATE	TRANSACTION DESCRIPTION	AMOUNT		
000021 6:33	10-08-99	SALE / REGULAR	24.50-		48.75
000024 7:15	10-15-99	SALE / REGULAR	8.00-		40.75
701152 12:39	10-18-99	MONEY ORDER	50.00		90.75
000162 10:20	10-22-99	SALE / REGULAR	20.00-		70.75
000045 16:01	10-27-99	SALE / REGULAR	70.25-		.50
NOV99 8:31	12-09-99	PERFORMANCE PAY	5.25		5.75
01FEE1 20:12	12-09-99	DEPOSIT ITS FUNDS	5.00-		.75
T04287 13:58	12-13-99	MONEY ORDER	100.00		100.75
PLRA 15:13	12-13-99	ENC. / DISCIPLINE	19.15-		100.75
024FCC 20:20	12-13-99	DEPOSIT ITS FUNDS	5.00-		95.75
000046 16:48	12-15-99	SALE / REGULAR	76.42-		19.33
T04505 12:18	12-16-99	MONEY ORDER	30.00		49.33
PLRA 7:12	12-17-99	ENC. / DISCIPLINE	6.00-		49.33
029208 18:44	12-17-99	DEPOSIT ITS FUNDS	5.00-		44.33
029031 8:03	12-18-99	DEPOSIT ITS FUNDS	4.00-		40.33
028308 12:46	12-19-99	DEPOSIT ITS FUNDS	5.00-		35.33
02EE35 17:33	12-22-99	DEPOSIT ITS FUNDS	5.00-		30.33
T05354 10:20	12-23-99	DOMESTIC CHECK	75.00		105.33
031290 20:43	12-24-99	DEPOSIT ITS FUNDS	5.00-		100.33
PLRA 15:22	12-27-99	ENC. / DISCIPLINE	15.00-		100.33

\*\*\* TRANSACTION TOTAL \*\*\* 27.00

Nov \$1.50

\$45.04

\$54.69

---ENDING---	AVAILABLE	ENCUMBRANCE	OUTSTANDING	SPECIAL	ACCOUNT
	BALANCE	BALANCE	BALANCE	BALANCE	BALANCE
	14.82-	40.15	75.00	.00	100.33

03-28-2000 16:06

547 7075

FCC ALW FIN MUI

ACCOUNT  
STATEMENTFCI ALLENWOOD LIMITED OFFICIAL USE  
P. O. BOX 2500  
WHITE DEER, PA 17887  
717-547-7950DATE 03/28/00  
PAGE No. 01

Account # 24646053

GARNES, MARK  
38INMATE REQUESTING FUNDS BE UPLOADED TO BROOKLYN WHILE ON WRIT (3/3/99) PER PHONE  
CALL FROM COUNSELOR (BACK TO ALM 8/19/99)

---BEGINNING---	AVAILABLE	ENCUMBRANCE	OUTSTANDING	SPECIAL	ACCOUNT
BALANCE	BALANCE	BALANCE	BALANCE	BALANCE	BALANCE
14.82-	48.15	.00	.00	.00	25.33
INVOICE	TIME	DATE	TRANSACTION DESCRIPTION	AMOUNT	
DEC00P	12:07	01-06-00	PERFORMANCE PAY	5.25	38.58
PLRA	11:13	01-07-00	ENC. / DISCIPLINE	48.15	38.58
P-2500	11:52	01-07-00	COMMISSARY FORM	48.15-	9.57-
046782	16:59	01-12-00	DEPOSIT ITS FUNDS	3.00-	12.57-
000026	17:11	01-13-00	SALE / REGULAR	57.58-	78.07-
048FA7	21:00	01-14-00	DEPOSIT ITS FUNDS	4.00-	74.07-
707119	13:42	01-24-00	MONEY ORDER	58.00	24.07-
PLRA	15:19	01-24-00	ENC. / DISCIPLINE	9.05-	24.07-
0502EC	20:07	01-31-00	DEPOSIT ITS FUNDS	1.00-	25.07-
JAN00P	8:13	02-03-00	PERFORMANCE PAY	8.28	16.79-
000014	16:54	02-03-00	SALE / REGULAR	36.25-	53.04-
05CD10	17:49	02-03-00	DEPOSIT ITS FUNDS	3.00-	56.04-
PLRA	13:17	02-04-00	ENC. / DISCIPLINE	9.05	56.04-
P-2731	13:25	02-04-00	COMMISSARY FORM	9.05-	65.09-
05FB77	21:34	02-05-00	DEPOSIT ITS FUNDS	3.00-	68.09-
062F38	22:57	02-08-00	DEPOSIT ITS FUNDS	3.00-	71.09-
062FB9	23:14	02-08-00	DEPOSIT ITS FUNDS	3.00-	74.09-
700614	13:06	02-10-00	MONEY ORDER	48.00	34.09-
PLRA03	13:49	02-10-00	ENC. / DISCIPLINE	7.66-	34.09-
06CD46	17:04	02-10-00	DEPOSIT ITS FUNDS	10.00-	44.09-
06F0RE	21:47	02-20-00	DEPOSIT ITS FUNDS	8.00-	52.09-
0735E4	22:20	02-24-00	DEPOSIT ITS FUNDS	5.00-	57.09-
076789	21:37	02-27-00	DEPOSIT ITS FUNDS	5.00-	62.09-
07AE91	19:00	03-03-00	DEPOSIT ITS FUNDS	5.00-	67.09-
FEB00P	18:06	03-06-00	PERFORMANCE PAY	6.24	68.85-
PLRA03	9:05	03-08-00	ENC. / DISCIPLINE	7.66	68.85-
P-2954	9:13	03-08-00	COMMISSARY FORM	7.66-	68.51-
100364	10:26	12-23-99	DOMESTIC CHECK	75.00	6.49 OK
*** TRANSACTION TOTAL ***				18.84-	

---ENDING---	AVAILABLE	ENCUMBRANCE	OUTSTANDING	SPECIAL	ACCOUNT
BALANCE	BALANCE	BALANCE	BALANCE	BALANCE	BALANCE
6.49	.00	.00	.00	.00	6.49